

Minutes

Special Meeting (Planning and Legal Matter)

Thursday, 26 June 2014

Council Chambers, Corner Currie and Bury Streets, Nambour





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Please Note: The resolutions as shown in italics throughout these minutes are the resolutions carried by the Council.

1 DECLARATION OF OPENING

The Chair declared the meeting open at 12:03pm.

2 RECORD OF ATTENDANCE AND LEAVE OF ABSENCE**COUNCILLORS**

Councillor M Jamieson	Mayor
Councillor R Baberowski	Division 1
Councillor T Dwyer	Division 2
Councillor P Cox	Division 3
Councillor C Thompson	Division 4
Councillor J McKay	Division 5
Councillor C Dickson	Division 6
Councillor E Hungerford	Division 7
Councillor J O'Pray	Division 8
Councillor S Robinson	Division 9
Councillor G Rogerson	Division 10

EXECUTIVE LEADERSHIP TEAM

Chief Executive Officer
Director Community Services
Director Corporate Services
Director Corporate Strategy and Delivery
Director Infrastructure Services
Director Regional Strategy and Planning

APOLOGIES

Nil

COUNCIL OFFICERS

Solicitor
Coordinator Appeals Management

3 OBLIGATIONS OF COUNCILLORS

3.1 DECLARATION OF MATERIAL PERSONAL INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 172 of the *Local Government Act 2009*, no declarations of material personal interest were made during this meeting.

3.2 DECLARATION OF CONFLICT OF INTEREST ON ANY ITEM OF BUSINESS

Pursuant to Section 173 of the *Local Government Act 2009*, no declarations of conflict of interest were made during this meeting.

4 REPORTS DIRECT TO COUNCIL

Nil.



5 CONFIDENTIAL SESSION**CLOSURE OF THE MEETING TO THE PUBLIC****Council Resolution****Moved: Councillor C Dickson****Seconded: Councillor T Dwyer**

That the meeting be closed to the public pursuant to section 275 (h) of the Local Government Regulation 2012 to consider the following items:

5.1.1 *Confidential - Not for Public Release - Planning Appeal*

5.1.2 *Confidential - Not for Public Release - Strategic Planning Update*

Carried unanimously.

RE-OPENING OF THE MEETING TO THE PUBLIC**Council Resolution****Moved: Councillor R Baberowski****Seconded: Councillor E Hungerford**

That the meeting be re-opened to the public.

Carried unanimously.

Councillor T Dwyer and Councillor G Rogerson were absent for the vote on this motion.

5.1 OFFICE OF THE MAYOR AND THE CEO**5.1.1 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - PLANNING APPEAL**

File No: LEG-211
Author: Solicitor
Office of the Mayor and Chief Executive Officer

This report is confidential in accordance with section 275 (f) of the *Local Government Regulation 2012* as it contains information relating to starting or defending legal proceedings involving the local government.

Council Resolution (SM14/25)

Moved: Councillor C Dickson
Seconded: Councillor S Robinson

That Council instruct the Chief Executive Officer to appeal to the Court of Appeal the decision of His Honour Judge Robertson made on 16 May 2014 to approve a quarry at 953 and 945 North Arm Yandina-Creek Road, Yandina.

Carried unanimously.

Councillor T Dwyer and Councillor G Rogerson were absent for the vote on this item.



5.1.2 CONFIDENTIAL - NOT FOR PUBLIC RELEASE - STRATEGIC PLANNING UPDATE

File No: Statutory Meetings
Author: Chief Executive Officer
Office of the Mayor and Chief Executive Officer

This report is confidential in accordance with section 275 (h) of the *Local Government Regulation 2012* as it contains information relating to other business for which a public discussion would be likely to prejudice the interests of the local government or someone else, or enable a person to gain a financial advantage.

Council Resolution (SM14/26)

Moved: Councillor M Jamieson
Seconded: Councillor C Thompson

That Council note the discussions held in confidential session.

Carried unanimously.

Councillor T Dwyer and Councillor G Rogerson were absent for the vote on this item.

6 NEXT MEETING

Nil

7 MEETING CLOSURE

The meeting closed at 2.38pm.

Confirmed 24 July 2014.

CHAIR







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